

How a Bill Becomes Law in Utah

Presented by

The Office of Legislative Research and General Counsel

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How does a bill become law?



■ An Overview

- ▶ *Idea to Bill*
- ▶ *House*
- ▶ *Senate*
- ▶ *Bill to Law*

How a bill originating in the House becomes law . . .



- Who might ask you to sponsor legislation?
 - ▶ State or local agency
 - ▶ Business or special interest group
 - ▶ Lobbyist
 - ▶ Constituent
- What are other sources for legislation?
 - ▶ Personal experience or concern
 - ▶ News articles
- What is your next step?

- Idea to Bill
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Submit Your Bill Request to OLRGC



- A staff member from our office will take your request and facilitate opening a bill file
 - Determine if you want your request to be
 - ▶ *Protected*
 - ▶ *A priority bill*
 - ▶ *A bill or resolution*
 - General Counsel assigns your *request for legislation* to a legislative attorney who will work with you during the drafting process and provide a legislative review note
- Idea to Bill
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Approval Letter



- You will receive an approval letter with a draft
 - ▶ Review the draft legislation
 - ▶ Sign and return the approval letter *or*
 - ▶ If you have changes to the draft, contact the drafting attorney

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Upon Your Approval

- The Office of Legislative Research and General Counsel
 - ▶ Numbers the bill
 - ▶ Delivers a copy of the numbered bill to you
 - ▶ Delivers a copy to the docket clerk in the House, the Billroom, and Office of the Fiscal Analyst
 - ▶ Posts the numbered bill on the Internet and Intranet

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The Numbered Bill:

LEGISLATIVE GENERAL COUNSEL

⌚ Approved for Filing: C.J. Dupont ⌚

⌚ 02-06-09 2:29 PM ⌚

H.B. 188

HEALTH SYSTEM REFORM - INSURANCE

MARKET

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: David Clark

Senate Sponsor: _____

Cosponsors:

Roger E. Barrus

Ron Bigelow

Bradley M. Daw

Brad L. Dee

Ben C. Ferry

Kevin S. Garn

Bradley G. Last

David Litvack

Merlynn T. Newbold

Patrick Painter

LONG TITLE

General Description:

This bill amends the Insurance Code and the Governor's Office of Economic Development Code to expand access to the health insurance market, increase market flexibility, and provide greater transparency in the health insurance market.

Highlighted Provisions:

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- 60 • facilitate the receipt and payment of health plan premium payments from
- 61 multiple sources;
- 62 ▶ authorizes the Office of Consumer Health Services to establish a fee to cover the
- 63 transaction cost associated with the Internet portal functions such as sending and
- 64 processing an application or processing multiple premium payment sources; and
- 65 ▶ re-authorizes the Health Reform Task Force for one year.

Monies Appropriated in this Bill:

- 66 This bill appropriates:
- 67 ▶ \$32,000 from the General Fund for fiscal year 2009-10 only, to fund the Health
- 68 System Reform Task Force.

Other Special Clauses:

- 71 This bill repeals the Health Reform Task Force on December 30, 2009.

Utah Code Sections Affected:

73 AMENDS:

74 31A-8-501, as last amended by Laws of Utah 2004, Chapters 90, 229, and 367

75 31A-22-613.5, as last amended by Laws of Utah 2008, Chapters 241 and 345

63M-1-2506, Utah Code Annotated 1953

Uncodified Material Affected:

ENACTS UNCODIFIED MATERIAL

Be it enacted by the Legislature of the state of Utah:

Section 1. Section 31A-8-501 is amended to read:

31A-8-501. Access to health care providers.

(1) As used in this section:

(a) "Class of health care provider" means a health care provider or a health care facility

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First Reading in the House

- The bill is introduced by number and short title and referred to the House Rules Committee
 - ▶ The Rules Committee reports back to the House
 - orders that the bill be printed with the fiscal note for distribution
 - recommends to the Speaker to which standing committee the bill should be sent



- Idea to Bill
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What Happens in Standing Committee?

- The standing committee holds a public meeting
- The sponsor presents the bill, committee members ask questions, and time is usually available for public comment
- The committee may amend, hold, table, substitute, or make a favorable recommendation on the bill



- Idea to Bill
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Second Reading in the House

- The committee report is read to the House and adopted by motion
- No opportunity for debate or amendment is possible in the House on second reading
- The bill is then placed on the calendar for the third reading



- Idea to Bill
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Third Reading in the House

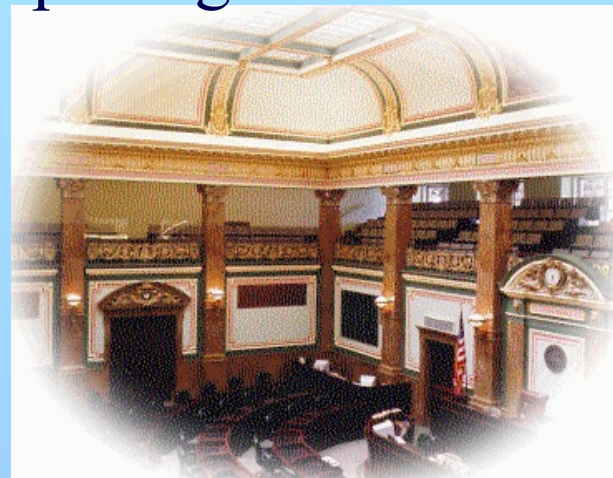
- The bill is read by short title to the House
- You (the sponsor) explain the bill and answer questions from other legislators
- Other Representatives may speak to, propose amendments, or make other motions regarding the bill



- Idea to Bill
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Amendments and Substitutes

- Request through the Office of Legislative Research and General Counsel
 - ▶ Barcoding for availability on the Intranet
 - ▶ Accuracy
- All amendments and substitutes must be germane
- All amendments and substitutes are protected until released by the legislator proposing them



- Idea to Bill
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The Substitute Bill

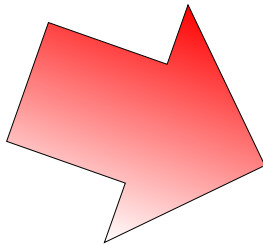
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⌘ 03-04-09 11:43 AM ⌘

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2nd Sub. (Gray)



Senator Gregory S. Bell proposes the following substitute bill:

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HEALTH SYSTEM REFORM - INSURANCE

MARKET

2009 GENERAL SESSION

STATE OF UTAH

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Senate Sponsor: Gregory S. Bell

- Idea to Bill
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Third Reading . . . continued

- In order to pass, the Utah Constitution requires a constitutional majority of the 75 members, which is 38 affirmative votes
- If passed in the House, the bill and any House amendments are sent to the Senate



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You Need A Senate Floor Sponsor

- Find a Senator to carry your bill in the Senate
- Notify the docket clerk in the House



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First Reading in the Senate



- The bill is read the first time and referred by the President of the Senate to the Senate Rules Committee
- The Rules Committee recommends the assignment of the bill to a standing committee
- The standing committee may amend, hold, table, substitute, or make a favorable recommendation on the bill
- The committee report is read to the Senate, adopted, and placed on the calendar for second reading

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Second Reading in the Senate



- The bill is read a second time and debated
- The bill can be amended or substituted in the Senate
- The bill is voted upon and must pass by a majority of the Senators present

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Third Reading in the Senate



- The bill is then read a third time and debated
- To pass, the Utah Constitution requires legislation to receive a constitutional majority of the 29 Senators, which is 15 affirmative votes

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Conference Committee



- A Conference Committee is appointed if the House refuses to concur in the Senate amendments to the House bill and the Senate refuses to recede from its amendments

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Passed Legislation

- Signed by the presiding officers
- Returned to the Office of Legislative Research and General Counsel for enrolling
- Enrolled bill is color coded
 - ▶ House (blue)
 - ▶ Senate (yellow)
- Sent to the House, who then orders it printed before it is delivered to the governor for approval

- Idea to Bill
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The Enrolled Bill



Enrolled Copy

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1 **HEALTH SYSTEM REFORM - INSURANCE**
2 **MARKET**
3 2009 GENERAL SESSION
4 STATE OF UTAH
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6 Senate Sponsor: Gregory S. Bell
7 Cosponsors: Brad L. Dee David Litvack
8 Roger E. Barrus Ben C. Ferry Merlynn T. Newbold
9 Ron Bigelow Kevin S. Garn Patrick Painter
10 Bradley M. Daw Bradley G. Last
11

12 **LONG TITLE**

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The Governor's Actions

- The governor may, within 20 days after adjournment:
 - ▶ Sign the bill
 - ▶ Not sign the bill
 - Allow the bill to become law without a signature
 - ▶ Veto the bill
 - Send objections to the presiding officers of the House and Senate



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Veto Override Session

- The Legislature has the power to override any bill or item of appropriation vetoed by the governor
 - ▶ Legislators are polled
 - ▶ Two-thirds must be in favor of convening
 - ▶ Must convene prior to 60 days after adjournment

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Effective Date of the Bill

- The Utah Constitution provides that a bill becomes effective:
 - ▶ 60 days following adjournment unless another date is specified within the bill

1854 (n) the consideration of insurance reimbursement disincentives for a healthcare
1855 provider to choose the most effective and efficient treatment method for a patient.
1856 (2) A final report, including any legislation shall be presented to the
1857 Business and Labor Interim Committee by December 30, 2009.
1858 Section 35. **Effective date.**
1859 If approved by two-thirds of all the members elected to each house, this bill takes effect
1860 upon approval by the governor, or the day following the constitutional time limit of Utah
1861 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
1862 the date of veto override.
1863 Section 36. **Repeal date.**
1864 The Health System Reform Task Force created in Sections 33 and 34 of this bill is
1865 repealed December 30, 2009.

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The New Laws Are Published

- On the Internet at <http://le.utah.gov>
- In *The Laws of Utah* as chapters in bill format
- In *The Utah Code* as codified sections

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